

JC03 Rec'd PCT/PTO 15 APR 2005 C #3

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application : DAVID B. DUNGER and CARLO ACERINI  
Serial No. : 10/507,293  
Filed : September 9, 2004  
For : TREATMENT OF TYPE I DIABETES MELLITUS  
Examiner :  
Attorney Docket : 102657-102  
Group Art Unit :  
Confirmation No. : 6369  
Customer No. : 27267

\*\*\*\*\*

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on 13 APR 2005

By Todd E. Garabedian  
Todd E. Garabedian, Ph.D.  
Registration No. 39,197  
Attorney for Applicants

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NOTICE TO FILE MISSING REQUIREMENTS TRANSMITTAL LETTER

Mail Stop Missing Parts  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

With respect to the Notice to File Missing Requirements of Non-Provisional Application, mailed February 28, 2005, Applicants submit herewith a signed Combined Declaration and Power of Attorney for Joint Inventors relating to the above-identified non-provisional patent application.

Please charge the surcharge of \$130.00 for filing the Declaration to Deposit  
Account No. 23-1665 as well as any other fees due with respect to this Response.

An additional copy of this Transmittal Letter is enclosed along with a copy of the  
Notice to File Missing Requirements.

Respectfully submitted,

DAVID B. DUNGER and CARLO ACERINI

By Todd E. Garabedian

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Date: 13 APR 2005

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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/507,293	David B Dunger	102657-102

27267  
 WIGGIN AND DANA LLP  
 ATTENTION: PATENT DOCKETING  
 ONE CENTURY TOWER, P.O. BOX 1832  
 NEW HAVEN, CT 06508-1832

INTERNATIONAL APPLICATION NO.	
PCT/EP03/02599	
I.A. FILING DATE	PRIORITY DATE
03/12/2003	03/13/2002

CONFIRMATION NO. 6369

## 371 FORMALITIES LETTER



\*OC000000015283653\*

Date Mailed: 02/28/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/09/2004
- Copy of the International Search Report filed on 09/09/2004
- Copy of IPE Report filed on 09/09/2004
- Preliminary Amendments filed on 09/09/2004
- Information Disclosure Statements filed on 09/09/2004
- Oath or Declaration filed on 09/09/2004
- U.S. Basic National Fees filed on 09/09/2004
- Priority Documents filed on 09/09/2004

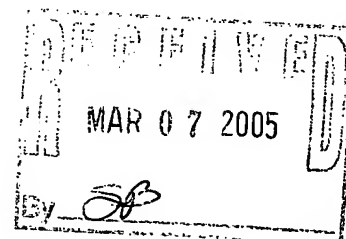
The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.



ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHAKEEL AHMED

Telephone: (703) 308-9140 EXT 208

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/507,293	PCT/EP03/02599	102657-102

FORM PCT/DO/EO/905 (371 Formalities Notice)